



UNITED STATES PATENT AND TRADEMARK OFFICE

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 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/046,649	01/14/2002	Richard A. Young	2869.1001-023

021005
 HAMILTON, BROOK, SMITH & REYNOLDS, P.C.
 530 VIRGINIA ROAD
 P.O. BOX 9133
 CONCORD, MA 01742-9133



CONFIRMATION NO. 3487

FORMALITIES LETTER



OC000000007922917

Date Mailed: 04/22/2002

NOTICE TO FILE MISSING PARTS OF A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
 - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

Items Required To Avoid Processing Delays:

10/29/2002 10046649 00000025 10046649
 01 FC:1001 02 FC:1051

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- Additional claim fees of **\$2160** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$3030** for a Large Entity

- **\$740** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$2160**
 - **\$396** for 22 total claims over 20.
 - **\$1764** for 21 independent claims over 3.

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

Richard A. Young and Douglas Young

Filed:

10/046,649

Group: 1648

Confirmation No.:

January 14, 2002

Examiner: Not Assigned

For:

Stress Proteins and Uses Therefor

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202

on 10.22.02 Jenine Crump

Date

Signature

Jenine Crump

Typed or printed name of person signing certificate

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts
Assistant Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

Sir:

In reply to the Notice to File Missing Parts dated April 22, 2002, the following documents and fees are being submitted for filing in the captioned application. A copy of the Notice is attached.

EXECUTED DECLARATION FOR PATENT APPLICATION

(Separate transmittal letter and postcard not required)

POWER OF ATTORNEY DOCUMENT

GRANTED BY INVENTOR(S)

GRANTED BY ASSIGNEE, including Statement under 37 C.F.R. 3.73(b)

(Separate transmittal letter and postcard not required)

SECOND PRELIMINARY AMENDMENT

(Separate transmittal letter and postcard not required)

FILING FEE - with Fee Transmittal for Patent Applications in duplicate

Fee calculations based on:

Claims as originally filed

Claims upon entry of the Second Preliminary Amendment filed herewith

(Separate transmittal letter and postcard not required)

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SURCHARGE - surcharge fee of \$130.00
(Separate transmittal letter and postcard not required)

SUBSTITUTE DRAWINGS

Ten (10) Sheets of substitute drawings consisting of Figs. 1A-1B, 2A-2B, 3A-3B, 4A-4B, and 5-7 are enclosed

(Separate transmittal letter and postcard not required)

PETITION FOR EXTENSION OF TIME

Applicant hereby petitions to extend the time to respond to the Notice to File Missing Parts dated April 22, 2002 for four month(s) from June 22, 2002 to October 22, 2002. The appropriate fee of \$1,440.00 is included in the enclosed check

A [] month extension of time to respond to the Notice to File Missing Parts dated [] was filed on [] with payment of a \$[] fee

Applicant hereby petitions for an additional [] month extension of time to respond to the Notice to File Missing Parts. The appropriate fee of \$[] is included in the enclosed check

(Separate Petition for Extension of Time and postcard not required)

STATEMENT CLAIMING SMALL ENTITY STATUS

Was filed on []

Is enclosed herewith

(Separate transmittal letter and postcard not required)

In view of the small entity status of the captioned application, we hereby request a reimbursement of 50% of the filing fees in the amount of \$[] which were paid on [] to be deposited in Deposit Account No. 08-0380

The fees required for filing the indicated documents are enclosed in the form of a check in the total amount of \$2,310. Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Anne J. Collins
 Anne J. Collins
 Registration No.: 40,564
 Tel.: (978) 341-0036
 Fax: (978) 341-0136

Concord, Massachusetts 01742-9133
 Date: October 22, 2002

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PATENT & TRADEMARK OFFICE

10046649 102802
HAMILTON BROOK, SMITH & REYNOLDS, P.C.

FEE TRANSMITTAL FOR PATENT APPLICATIONS	Attorney Docket Number	2869.1001-023
	Application Number	10/046,649
	First Named Inventor	Richard A. Young

CLAIM CALCULATION (includes any preliminary amendment)

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (i))	1 - 20* =	0	x \$ 18 =	\$ 0
	INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	1 - 3** =	0	x \$ 84 =	\$ 0
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 280 =	\$
				BASIC FEE (37 CFR 1.16(a) or (h))	\$ 740
				Total of above Calculations =	\$ 740
				Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) =	\$
				TOTAL =	\$ 740
				Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) =	\$ 130
				Petition for Extension of Time Fee (37 C.F.R. 1.17) =	\$ 1440
				Assignment Recordation Fee = (only when filed with application)	\$
	* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent			TOTAL =	\$ 2310

1. Small entity status:
 - A small entity statement is enclosed.
 - A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
 - Is no longer claimed.
2. A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.
3. A check is enclosed for \$2,310. Please charge \$[] to Deposit Account No. 08-0380.
4. Other: _____

Signature	Anne J. Collins	Date	October 22, 2002
Submitted by Typed or Printed Name	Anne J. Collins	Reg. Number	40,564